

REMARKS

Claims 43-56 are presented for consideration, with Claims 43 and 48 being independent.

Independent Claims 43 and 48 have been amended to further distinguish Applicants' invention from the cited art. Additionally, selected claims have been amended to better set forth Applicants' invention.

The amendments to the claims were not presented earlier as it was believed that the previously presented claims would be found allowable. This Amendment does not add any additional claims. Moreover, the Examiner's familiarity with the subject matter of the present application will allow an appreciation of the significance of the amendments herein without undue expenditure of time and effort. Finally, the Amendment does not raise new issues requiring further consideration or search. Accordingly, it is submitted that entry of the Amendment is appropriate.

Claims 43, 45, 48 and 50 stand rejected under 35 U.S.C. §103 as allegedly being obvious over Chee '108 in view of Takasu '107. Claims 44 and 49 are rejected as allegedly being obvious over these citations and further in view of Okumura '844. Claims 47 and 52 are rejected as allegedly being obvious over Chee and Takasu, and further in view of Ho '365. Claims 46 and 51 are rejected as allegedly being obvious over Chee, Takasu and further in view of Miyamoto '559. These rejections are respectfully traversed.

Applicants' invention as set forth in Claim 43 relates to a display apparatus comprised of a display panel including a plurality of display elements, and display control means

controlling the display panel in a normal display mode, a first power saving mode, a second power saving mode and a third power saving mode, wherein the first power saving mode is a mode in which the display panel displays an image. In addition, mode transition means causes the display panel to shift to the first power saving mode or the third power saving mode from a normal mode based on an instruction of a user, and causes the display panel to shift automatically to the second power saving mode from the normal mode.

Claim 48 relates to a method of controlling a display apparatus and corresponds substantially to Claim 43. Claim 48 has thus also been amended to recite that the display panel shifts automatically to the second power saving mode from the normal mode.

Support for the amendments to Claims 43 and 48 can be found, for example, on page 20, line 14, *et. seq.*, of the specification. In accordance with Applicants' claimed invention, a high performance, power saving display apparatus can be provided.

As discussed in the previous Amendment of May 1, 2006, the Chee patent relates to a computer system that includes a display panel 12, means for controlling the display panel, a power saving controller and timers for operating the display panel.

The Office Action acknowledges that Chee does not teach the first power saving mode being a mode in which the display panel displays an image, since Chee's first power saving mode is triggered when the user closes the notebook cover or engages a shutdown switch.

The secondary citation to Takasu was cited to compensate for this deficiency in Chee. In Takasu, a display apparatus includes a micro controller 11, power source 12, deflection circuit 13 and a power saving button 15. When the power saving button is operated, the micro

controller 11 shifts the display operation to a power saving mode by lowering an amplifying rate of the image circuit.

Initially, it is requested that Takasu be removed as a reference. Accompanying the Amendment is a certified English translation of the priority document of the subject application, i.e., JP 11-080462, filed March 24, 1999. The filing date of the priority document predates the June 16, 1999, U.S. filing date of Takasu. It is therefore submitted that Takasu should be removed as a reference, pursuant to 35 U.S.C. §119.

Applicants also submit that the proposed combination of art, even if proper, still fails to teach or suggest Applicants' claimed invention. Neither Chee nor Takasu is read to teach or suggest, among other features, providing a display panel that shifts to a first or a third power saving mode from a normal mode based on user instruction and shifts automatically to the second power saving mode from the normal mode.

Accordingly, reconsideration and withdrawal of the rejection of Claims 43, 45, 48 and 50 under 35 U.S.C. §103 is respectfully requested.

The remaining dependent claims, i.e., Claims 44, 46, 47, 49, 51 and 52, are also submitted to be overcome for the reasons discussed above.

A discussion of Okumura and Miyamoto can be found in Applicants' previous Amendment. With respect to Ho, this patent relates to a computer system with a power down mode, and was cited for its teaching of a power saving mode in which image data representing the image to be displayed is modified in order to save power.

The tertiary citations fail, however, to compensate for the deficiencies in the art discussed above with respect to Applicants' claimed invention. Therefore, reconsideration and withdrawal of the remaining rejections under 35 U.S.C. §103 is respectfully requested.

Accordingly, it is submitted that Applicants' invention as set forth in independent Claims 43 and 48 is patentable over the cited art. In addition, Claims 44-47 and 49-56 set forth additional features of Applicants' invention. Independent consideration of the dependent claims is respectfully requested.

In view of the foregoing, reconsideration and allowance of this application is deemed to be in order and such action is respectfully requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/Scott D. Malpede/

Scott D. Malpede
Attorney for Applicants
Registration No. 32,533

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200
SDM:mmm

DC_MAIN 256036v1